

Proposed Determination have heretofore been served on those water users having water rights in said Division and a copy filed with this Court pursuant to the provisions of Section 73-3-11, Utah Code Annotated 1953, as amended.

NOW THEREFORE, IT IS ORDERED that the Proposed Determination of Water Rights for the Paria River Division of the Colorado River Adjudication, as amended by this Pre-Trial Order, is approved, and the individual water rights contained in said Determination are hereby decreed to be valid existing water rights and are approved and confirmed as set forth in said Determination; those rights set forth in the "Issues to be Tried" Section of this Pre-Trial Order are excepted from the foregoing approval and confirmation to the extent that they are the subject matter of an individual protest; this Order is also subject to those changes in ownership and approved change applications on any rights in said Determination which have occurred since the Determination was published by the State Engineer; the Court further reserves the right to correct typographical errors which may have occurred in the preparation of said Determination; it is further ordered that the claims which are included in said Proposed Determination for the United States of America or any agencies thereof are listed for information purposes only, since the United States has not been made a party to this action.

VI. ISSUES TO BE TRIED

The Amended Protest filed by Tropic and East Fork Irrigation Company and the Protest of David Pollack, et al., against certain Water User's Claims which are now owned by John Walter Ahlstrom and Tropic Town Corporation raise substantially the same issues and the parties have agreed that said Protests may be tried together. Said Protests object to Water User's Claims Nos. 1222, 1223, 1225, 1226 and 1227, which were initially filed in the name of Warren L. and Lois A. Frazier but have since been acquired by John Walter Ahlstrom and Tropic Town Corporation.